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NO. 1215 P. 1

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Examiner Marie Patterson, Art Unit No. 3728 U.S. Patent and Trademark Office	(703) 308-0069	(703) 872-9306

From : Stacy L. Taylor
Email Address : staylor@foley.com
Sender's Direct Dial : 858.847.6720
Date : October 29, 2004
Client/Matter No : 078743-2002
User ID No : 3054

MESSAGE:

Applicant: Michael Kendall
Title: DEVICES FOR SUSPENDING A FOOT WITHIN A SHOE AND SHOES
INCORPORATING SUCH DEVICES
Appl. No.: 10/634,267
Filing Date: 08/04/2003
Examiner: Marie D. Patterson
Art Unit: 3728
Enclosed:
Response to Restriction Requirement Transmittal (in duplicate) (6 pgs.);
Response to Restriction Requirement (2 pgs.).

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Operator:	Time Sent:	Return Original To: Michelle L. Sympson
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NO. 1215 P. 2

Atty. Dkt. No. 078743-2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Kendall

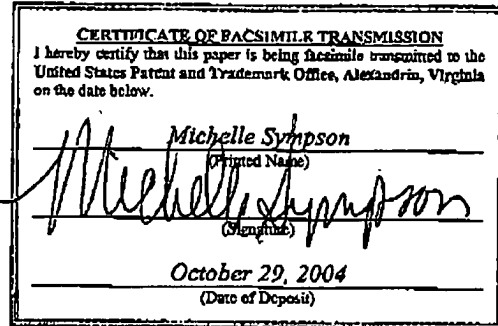
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SHOES INCORPORATING SUCH
DEVICES

Appl. No.: 10/634,267

Filing Date: 08/04/2003

Examiner: Marie D. Patterson

Art Unit: 3728



RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[X] The fee required for additional claims is calculated below:

Atty. Dkt. No. 078743-2002

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$430.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$980.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,530.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the fifth month:	\$2,080.00	\$2,080.00
EXTENSION FEE TOTAL:		\$2,080.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$2,080.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$1,040.00
TOTAL FEE:		\$1,040.00

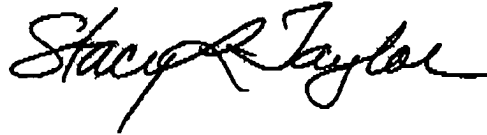
- ☒ Please charge Deposit Account No. 50-0872 in the amount of \$1,040.00. A duplicate copy of this transmittal is enclosed.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Atty. Dkt. No. 078743-2002

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,



Date October 29, 2004

FOLEY & LARDNER LLP

Customer Number: 30542

Telephone: (858) 847-6720

Facsimile: (858) 792-6773

By _____

Stacy L. Taylor

Attorney for Applicant

Registration No. 34,842

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Applicant: Michael Kendall

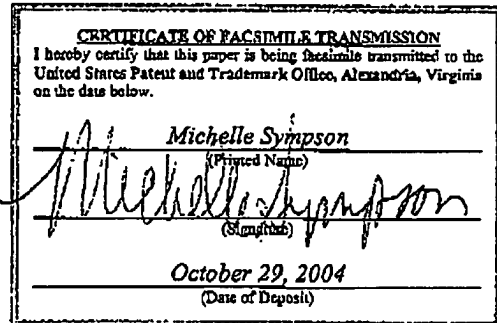
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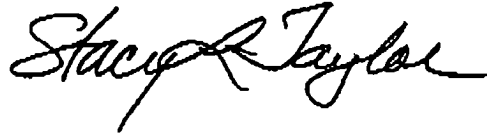
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